

## Professions and Specialty Commercial – Endorsement

### **IMPORTANT NOTICE: CHANGES TO YOUR POLICY DUE TO BREXIT**

As a result of the likely departure of the United Kingdom from the European Union (Brexit), **we** have had to make some changes to how **our** policies are underwritten from 1<sup>st</sup> January 2019.

**Please note that the changes referred to in this notice do not affect the cover provided under the policy.**

Previously **our** policies were underwritten by Hiscox Underwriting Ltd (HUL) as an intermediary on behalf of the insurers shown in the schedule. Most sections of the policies were insured by Hiscox Insurance Company Limited (HIC), although some sections were insured by other insurers, as detailed on the schedule.

As a result of Brexit, sections of **our** policies that were previously insured by HIC are now insured by Hiscox SA (HSA) directly. HUL will no longer act as intermediary. HSA is an insurance company in the Hiscox group, domiciled and regulated in Luxembourg.

As a result of the change of insurer from HIC to HSA, **we** have had to make a number of changes to the way in which **our** policies are administered, including how complaints are dealt with.

In order to reflect these changes, the following amendments are made to **your policy**, including the schedule:

|   | <b>Amended to read:</b>   |
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| References to Hiscox Insurance Company Limited:         | Hiscox SA   |
| Address:  | Hiscox SA registered head office:<br>Avenue John F. Kennedy 35F<br>1855 Luxembourg<br>LUXEMBOURG<br><br>Local branch office:<br>Hiscox SA (Irish branch)<br>The Observatory<br>7-11 Sir John Rogerson's Quay<br>Dublin 2<br>D02 VC42<br>REPUBLIC OF IRELAND<br><br>Website: <a href="https://Hiscox.ie">https://Hiscox.ie</a> |
| Company number:   | Hiscox SA:<br>Registered in Luxembourg with Trade and Company Register<br>Luxembourg (RCS Luxembourg): registration number B217018<br><br>Hiscox SA (Irish branch):<br>Registered in Republic of Ireland with Companies Registration Office:<br>company number 908764   |
| Regulator:  | Hiscox SA is subject to the supervision of the Commissariat aux Assurances<br>Local branch regulator: Central Bank of Ireland   |
| Signatory:  | Richard O'Dwyer<br>Managing Director, Hiscox SA (Irish branch)  |
| Contact number and email address for Customer Relations | Customer relations:<br><a href="mailto:customerrelations.ireland@hiscox.com">customerrelations.ireland@hiscox.com</a><br>+353 1 238 1810  |
| Contact numbers and email addresses for Claims          | Liability claims:<br><a href="mailto:liabilityclaims.ireland@hiscox.com">liabilityclaims.ireland@hiscox.com</a><br>+353 1 238 1811<br><br>Commercial property claims:<br><a href="mailto:commercialpropertyclaims.ireland@hiscox.com">commercialpropertyclaims.ireland@hiscox.com</a><br>+353 1 238 1812                      |

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| Complaints:   | <p>Customer Relations<br/>Hiscox SA (Irish branch)<br/>The Observatory<br/>7-11 Sir John Rogerson's Quay<br/>Dublin 2<br/>D02 VC42<br/>REPUBLIC OF IRELAND</p> <p>or by telephone on +353 1 238 1810 or +353 1800 901 903 (free toll number),<br/>or by email at <a href="mailto:customerrelations.ireland@hiscox.com">customerrelations.ireland@hiscox.com</a>.</p>  |
| Complaints (regulator):   | <p>If you remain dissatisfied after the internal dispute resolution process, you may have the right to refer your complaint to the Financial Services and Pensions Ombudsman.</p> <p>The Financial Services and Pensions Ombudsman (FSPO) is an independent, impartial, fair and free service that helps resolves complaints with pensions providers and regulated financial services providers.</p> <p>Contact details:<br/>Financial Services and Pensions Ombudsman<br/>Lincoln House<br/>Lincoln Place<br/>Dublin<br/>DO2 VH29</p> <p>Phone: +353 1 567 7000<br/>Email: <a href="mailto:info@fspo.ie">info@fspo.ie</a><br/>Web: <a href="http://www.fspo.ie">www.fspo.ie</a></p> <p>If you have purchased your policy online you can also make a complaint via the EU's online dispute resolution (ODR) platform. The website for the ODR platform is: <a href="http://ec.europa.eu/odr">http://ec.europa.eu/odr</a>.</p> <p>Alternatively, you can also contact:</p> <p>Commissariat aux Assurances<br/>7, boulevard Joseph II<br/>L-1840 Luxembourg<br/>LUXEMBOURG<br/>e-mail: <a href="mailto:caa@caa.lu">caa@caa.lu</a></p> <p>Insurance Ombudsman<br/>ACA,<br/>12, rue Erasme,<br/>L - 1468 Luxembourg<br/>LUXEMBOURG<br/>Phone: +352 44 21 44 1<br/>Fax: +352 44-02-89<br/>e-mail: <a href="mailto:mediateur@aca.lu">mediateur@aca.lu</a></p> |
| In addition, any references to Hiscox Underwriting Ltd in <b>your policy</b> are removed. |   |

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**Key benefits: what risks are you protected against?**

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Professional indemnity insurance covers you for compensation you have to pay to your clients or any other third parties as a result of problems with your work. We will pay for claims which are made against you during the period of insurance, up to the limit shown in the policy schedule. We will also pay your legal defence costs incurred with our agreement for covered claims.

We will pay compensation in relation to claims against you for:

- negligence or breach of a duty of care arising from the performance of any design or specification, feasibility study, technical information calculation or survey;
- infringement of intellectual property rights like copyright or trademark;
- work undertaken on your behalf by sub-contractors or outsourcers. However, we reserve the right to recover losses from your sub-contractors or outsourcers;
- failure to warn that there is a deficiency in any design undertaken by another party;
- the breach of a duty under the Housing Grants Construction and Regeneration Act 1996.

We will also pay your direct losses suffered as a result of:

- any tangible documents needed for your business which are lost, damaged or destroyed;
- criminal defence costs relating to any regulation or statute which applies to your business.

Your policy may also pay the costs and expenses you incur in rectifying a problem if we believe this is likely to prevent a future claim against you for a greater amount.

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**Significant or unusual exclusions and limitations:**

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We will not make any payment for your lost profit or any trading loss suffered by you. We will not pay for claims or losses arising from:

- any financial advice, investment of client funds or any activity regulated by the Financial Conduct Authority or any other similar or successor regulatory body;
- any design, specification, feasibility study, technical information calculation or survey which is not carried out by or under the direct supervision of a suitably qualified and experienced person;
- pollution or contamination;
- any bodily or mental injury or death or the loss, destruction or damage to tangible property, unless arising directly from any design, specification, feasibility study, technical information calculation or survey;
- anything which was likely to lead to a claim and which you knew about before the policy started;
- any contractual terms which make you responsible for losses you would not be responsible for if the contractual terms did not exist, other than certain collateral warranties;
- any breach of your obligations as an employer;
- any patent infringement or the disclosure of a trade secret;
- defective workmanship or the supply of defective materials;
- work performed by a specialist, designer or consultant working for you as a sub-contractor unless you have taken reasonable steps to ensure they maintain professional indemnity and there is a written contract in place between you and them;
- your failure to obtain and maintain adequate financing or insurance for a project;
- your provision of estimates for construction costs or your failure to account for any money received.

Please read the policy for details of its terms in full.